

District Judge Tana Lin

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

QIUCHANG BI, *et al.*,

Plaintiffs,

v.

ALEJANDRO MAYORKAS, *et al.*,

Defendants.

No. 2:23-cv-1895-TL

STIPULATED MOTION TO HOLD  
CASE IN ABEYANCE AND  
~~PROPOSED~~ ORDER

Noted for Consideration:  
January 19, 2024

Plaintiffs and Defendants, by and through their counsel of record, pursuant to Federal Rule of Civil Procedure 6 and Local Rules 7(d)(1), 10(g) and 16, hereby jointly stipulate and move to stay these proceedings until May 13, 2024. Plaintiffs brought this litigation pursuant to the Mandamus Act and the Administrative Procedure Act seeking, *inter alia*, to compel the U.S. Citizenship and Immigration Services (“USCIS”) to adjudicate Plaintiff Kar Soon’s Form I-130, Petition for Alien Relative, and Plaintiff Qiuchang’s Form I-485, Application to Register Permanent Residence or Adjust Status. Defendants’ response to the Complaint is currently due on February 12, 2024. The parties are currently working towards a resolution to this litigation. For good cause, the parties request that the Court hold the case in abeyance until May 13, 2024.

1 Courts have “broad discretion” to stay proceedings. *Clinton v. Jones*, 520 U.S. 681, 706  
2 (1997). “[T]he power to stay proceedings is incidental to the power inherent in every court to  
3 control the disposition of the causes on its docket with economy of time and effort for itself, for  
4 counsel, and for litigants.” *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936); *see also* Fed. R. Civ.  
5 P. 1.

6 With additional time, this case may be resolved without the need of further judicial  
7 intervention. USCIS has scheduled Plaintiffs’ interview for February 7, 2024. USCIS will need  
8 additional time thereafter to process the applications and verify any information that Plaintiffs  
9 submit to establish eligibility for the immigration benefits. Agency verification methods may  
10 include review of public records and information; contact via written correspondence, the internet,  
11 facsimile, other electronic transmission, or telephone; unannounced physical site inspections of  
12 residences and locations of employment; and interviews. Once the applications are adjudicated,  
13 Plaintiffs will dismiss the case with each party to bear their own litigation costs and attorneys’  
14 fees. Accordingly, the parties request this abeyance to allow USCIS to conduct Plaintiffs’  
15 interview and then process their applications.

16 As additional time is necessary for this to occur, the parties request that the Court hold the  
17 case in abeyance until May 13, 2024. The parties will submit a joint status report on or before  
18 May 13, 2024.

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1 Dated: January 19, 2024

Respectfully submitted,

2 TESSA M. GORMAN  
United States Attorney

3 s/Michelle R. Lambert  
4 MICHELLE R. LAMBERT, NYS #4666657  
Assistant United States Attorney  
5 1201 Pacific Avenue, Suite 700  
Tacoma, Washington 98402  
6 Phone: 253-428-3824  
Email: [michelle.lambert@usdoj.gov](mailto:michelle.lambert@usdoj.gov)  
7 *Attorneys for Defendants*


8 ***I certify that this memorandum contains***  
9 ***359 words, in compliance with the Local***  
10 ***Civil Rules.***

11 s/Dennis C. Lam  
DENNIS C. LAM WSBA#22899  
12 Law Offices of Dennis Lam, PLLC  
15921 NE 8<sup>th</sup> Street, Suite C-208  
13 Bellevue, Washington 98008  
Phone: 206-682-9233  
Email: [dennis@dennislam.com](mailto:dennis@dennislam.com)  
14 *Attorney for Plaintiffs*

~~PROPOSED~~ ORDER

The case is held in abeyance until May 13, 2024. The parties shall submit a joint status report on or before May 13, 2024. It is so **ORDERED**.

DATED this 23rd day of January 2024.

  
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TANA LIN  
United States District Judge